

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN

SHEET METAL WORKERS LOCAL 7 ZONE 1
PENSION FUND AND SHEET METAL WORKERS
LOCAL 7 ZONE 1 HEALTH & WELFARE FUND
BY THE TRUSTEES,

CASE NO.

PLAINTIFFS

v

AERODYNAMICS INSPECTING COMPANY

DEFENDANT

PLAINTIFFS' COMPLAINT

I

This action arises under the Employment Retirement Security Act of 1974, including Title 29 sec. 1132, et al as more fully appears.

II

The Plaintiffs, Sheet Metal Workers Local 7 Zone 1 Pension Fund and Sheet Metal Workers Local 7 Zone 1 Health & Welfare Fund are authorized to bring this suit as an entity under U.S. C. Title 29 1123(d)(1). That the Trust Funds are established pursuant to collectively bargained agreements.

III

Defendant Aerodynamics Inspecting Company, a Michigan Corporation, has employed individuals who are members of Sheet Metal Workers Local 7 Zone 1 in its business operations

in the Western District of Michigan. Defendant as a result of the collective bargaining agreements has withheld money from the wages of members of the Sheet Metal Workers Local 7 Zone 1, "trust funds" and has failed to pay that money to the Plaintiffs.

IV

Although demand has been made on Defendant Aerodynamics Inspecting Company to repay the entire amount of moneys held, Defendant refuses. Presently, there is \$590.21 due and owing.

V

This action is brought by the Trustees and fiduciaries under U.S.C. Title 29 1132 (q)(3) for appropriate relief to recover under the collective bargaining agreement.

WHEREFORE, Plaintiffs prays for an Order requiring the Defendant to remit the Pension and Health Care Benefits wrongfully withheld by Defendant along with all costs and attorney fees incurred by Plaintiffs.

Dated: May 25, 2016

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